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OCT 06 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Kazuteru Kato, et al.

Docket: MMS-7

Serial Number: 10/580,222

Group Art Unit: 1793

Filed: May 19, 2006

Examiner: Janell Combs Morillo

For: SPUTTERING TARGET MATERIAL

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner For Patents
P.O.Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed September 18, 2008, applicant makes the following election in response to the restriction requirement.

REMARKS

The Examiner has subjected this application to restriction under 35 U.S.C. 121. The Examiner has formed two groups of claims, the first, Group I, drawn to an aluminum alloy sputtering target, and the second, Group II, drawn to a process of making a sputtering target. The Examiner has asserted that these groups of claims represent distinct inventions and may properly be restricted. Applicants hereby provisionally elect claim Group I, directed to claims 1-10 for examination. The response to the restriction

requirement made without traverse.

Respectfully submitted,



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Date: October 6, 2008

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office (FAX No. (571) 273-8300) on October 6, 2008.



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